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J. Douglas
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PATENTS

UNITED STATES PATENT AND TRADEMARK OFFICE

Application: 09/546,537

Examiner: Linton, Hedley O

Filed: 04/10/2000

Art Unit: 2615

Inventor: Zimmermann

Atty Ref.: 0103079-0516525

Title: Immersive Video Presentation

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RESPONSE TO RESTRICTION REQUIREMENT

This paper is being filed in response to the Restriction Requirement mailed on 08/29/2003.

Applicant traverses the restriction requirement because the claims are not "independent" (i.e., not dependent) under 35 USC 121. Namely, the claims disclose a relationship between the two or more subjects disclosed, that is, they are connected in design, operation, and effect. In this case, the claims are all directed to immersive video. MPEP 802.01 give two examples of how claims can be "independent", namely, (1) species under a genus which species are not usable together as disclosed; or (2) process and apparatus incapable of being used in practicing the process. Neither case exists here.

Applicant also traverses the restriction requirement because the claims are not "distinct" under 35 USC 121. MPEP 802.01 defines "distinct" as meaning that two or more subjects as disclosed are related, for example, as combination and part (subcombination) thereof, process and apparatus for its practice, process and product made, etc., but are capable of separate manufacture, use, or sale as claimed, and are patentable (novel and unobvious) over each other (though they may each be unpatentable because of the prior art). The present claims do not disclose two or more subjects, but rather disclose a single subject, i.e., immersive video. Thus, the claims are not distinct.

Based on the foregoing, applicant requests reconsideration and withdrawal of the restriction requirement.

The applicant provisionally elects to prosecute Invention IV (claims 54-55).



Respectfully Submitted,

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